



Statutory Licensing Sub-Committee

Date Tuesday 23 April 2013
Time 10.00 am
Venue Council Chamber, Council Offices, Chester-le-Street

Business

Part A

4. Application for the Variation of a Premises Licence - Oddfellows Arms, Church Street, Seaham (Pages 1 - 30)

Colette Longbottom
Head of Legal and Democratic Services

County Hall
Durham
15 April 2013

To: The Members of the Statutory Licensing Sub-Committee
Councillors B Alderson, C Carr, A Hopgood and D Morgan

Contact: Jill Errington

Tel: 03000 269703

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Statutory Licensing Sub-Committee

Tuesday 23rd April 2013 (2)

Application for the Variation of a the Premises Licence



Report of Terry Collins, Corporate Director, Neighbourhood Services

Name and Address of Premises: Oddfellows Arms, Church Street,
Seaham, SR7 7HF

1. Summary

The Sub-Committee is asked to consider and determine the application for the variation of a premises licence received from:

GRS Pub Investments Limited
31 Haverscroft Industrial Estate
New Road
Attleborough NR17 1YE

A plan showing the location of the premises is attached as Appendix 1.

A copy of the existing premises licence is attached as Appendix 2.

2. Details of the Application

On 22nd February 2013 the Licensing Authority received an application for a variation of a premises licence from GRS Pub Investments Ltd and is attached as Appendix 3.

The details of the application to vary a premises licence are as follows:

Existing Premises Licence	Variation Application
<p><u>Opening hours of the premises</u></p> <p>Monday to Thursday – 11.00 to 23.30 Friday to Sunday – 11.00 – 01.00 Christmas day and New Years Day 11.00 – 03.00</p>	<p><u>Opening hours of the premises</u></p> <p>Monday to Sunday – 09.00 to 01.00</p>
<p><u>Playing of Recorded Music (indoors)</u></p> <p>Monday to Thursday – 11.00 to 23.00 Friday to Sunday – 11.00 – 00.30</p>	<p><u>Playing of Recorded Music (indoors)</u></p> <p>Monday to Sunday – 09.00 to 00.30</p>

Christmas day and New Years Day 11.00 – 03.00	
<u>Anything of a similar description</u> Friday to Saturday – 11.00 – 00.30 Christmas day and New Years Day 11.00 – 03.00	<u>Anything of a similar description</u> Monday to Sunday – 09.00 to 00.30
<u>Sale of Alcohol (on/off the premises)</u> Monday to Thursday – 11.00 to 23.00 Friday to Sunday – 11.00 – 00.30 Christmas day and New Years Day 11.00 – 03.00	<u>Sale of Alcohol (on/off the premises)</u> Monday to Sunday – 09.00 to 00.30

The application has been advertised on the premises and in the local press as prescribed.

3. The Representations

The Licensing Authority received one representation from a Responsible Authority namely Durham Constabulary. This is attached as Appendix 4.

All representations relate to the following objectives:

- The Prevention of Crime and Disorder
- The Prevention of Public Nuisance

4. The Parties

The Parties to the hearing will be:

- GRS Pub Investments Ltd (Applicant) & Popplestone Allen Solicitors
- Sgt Tim Robson, Durham Constabulary (Responsible Authority)

5. Durham County Council Statement of Licensing Policy

The Sub-Committee's attention is drawn to the following relevant part of the Council's Statement of Licensing Policy:

- Section 2.0 Prevention of Crime and Disorder
- Section 7.0 Prevention of Public Nuisance

Relevant information is attached as Appendix 5.

6. Section 182 Guidance

The Sub-Committee's attention is drawn to the relevant parts of the Guidance issued under section 182 of the Licensing Act 2003 as follows:

- 2.1 – 2.17 Prevention of Crime and Disorder
- 2.18 – 2.24 Prevention of Public Nuisance

7. For Decision

The Sub-Committee is asked to determine the application in the light of the above having regard to the application and the representations received.

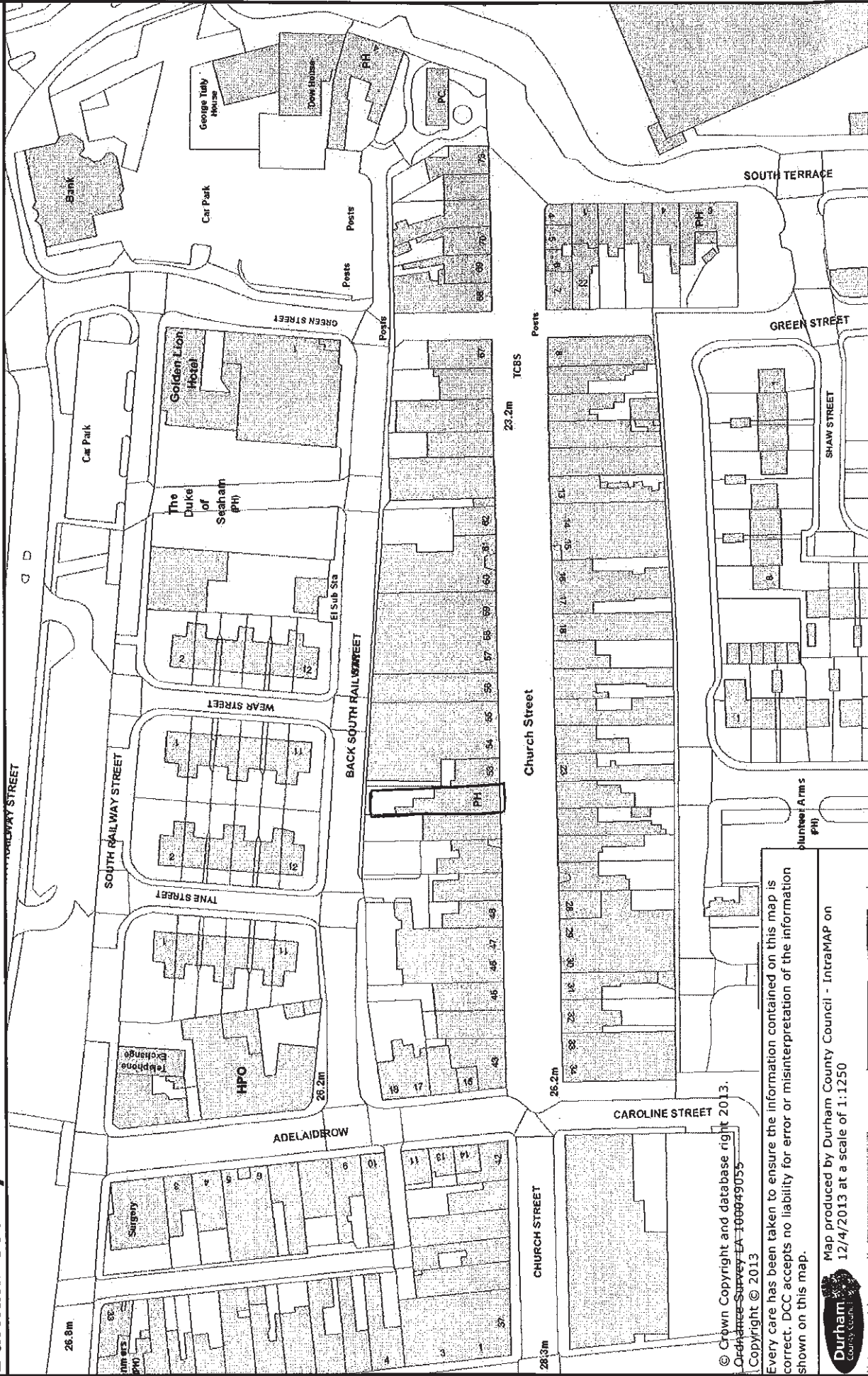
Background Papers:

- Durham County Council's Statement of Licensing Policy
- Guidance issued under section 182 of the Licensing Act 2003

Contact: Karen Monaghan Tel: 03000 265104
Email: karen.monaghan@durham.gov.uk

APPENDIX 1 – LOCATION PLAN

Durham County Council - IntraMAP



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 Ordnance Survey EA 100049055
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Every care has been taken to ensure the information contained on this map is correct. DCC accepts no liability for error or misinterpretation of the information shown on this map.

Map produced by Durham County Council - IntraMAP on 12/4/2013 at a scale of 1:1250



APPENDIX 2 – EXISTING PREMISES LICENCE



LICENSING ACT 2003 PREMISES LICENCE

Premises Licence Number
Granted
Issued

DOEP212
27/05/11

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description	Issuing Authority
THE ODDFELLOWS ARMS 52 CHURCH STREET	DURHAM COUNTY COUNCIL UNIT 1 DAMSON WAY DRAGONVILLE INDUSTRIAL ESTATE DURHAM DH1 2YN
Post town: SEAHAM	Postcode: SR7 7HF
Telephone number: 0191 5813389	

Where the licence is time limited the dates

This licence is not time limited

Licensable activities authorised by this licence

Recorded music
 Anything of a similar description to Live Music, Recorded Music or Performances of Dance
 Sale by Retail of alcohol

The opening hours of the premises (all times in 24hr format)

Monday	11:00 – 23:30	Non standard/seasonal timings: Christmas Day – 11:00 – 03:00 New Year's Day – 11:00 – 03:00
Tuesday	11:00 – 23:30	
Wednesday	11:00 – 23:30	
Thursday	11:00 – 23:30	
Friday	11:00 – 01:00	
Saturday	11:00 – 01:00	
Sunday	11:00 – 01:00	

Where the licence authorises the sale by retail of alcohol whether these are on and/or off sales

On and Off sales by retail of alcohol only

The times the licence authorises the carrying out of licensable activities (all in 24hr format)

Recorded Music

Indoors only

Monday	11:00 – 23:00	Further details:
Tuesday	11:00 – 23:00	N/A
Wednesday	11:00 – 23:00	
Thursday	11:00 – 23:00	Non standard/seasonal timings:
Friday	11:00 – 00:30	Christmas Day - 11:00 – 03:00
Saturday	11:00 – 00:30	New Year's Day – 11:00 – 03:00
Sunday	11:00 – 00:30	

Anything of a similar description to Live Music, Recorded Music or Performances of Dance

Indoors only

Monday	N/A	Further details:
Tuesday	N/A	N/A
Wednesday	N/A	
Thursday	N/A	Non standard/seasonal timings:
Friday	11:00 – 00:30	Christmas Day - 11:00 – 03:00
Saturday	11:00 – 00:30	New Year's Day – 11:00 – 03:00
Sunday	N/A	

Sale by retail of alcohol

On and Off sales

Monday	11:00 – 23:00	Further details:
Tuesday	11:00 – 23:00	N/A
Wednesday	11:00 – 23:00	
Thursday	11:00 – 23:00	Non standard/seasonal timings:
Friday	11:00 – 00:30	Christmas Day - 11:00 – 03:00
Saturday	11:00 – 00:30	New Year's Day – 11:00 – 03:00
Sunday	11:00 – 00:30	

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

GRS Pub Investments Limited
31 Haverscroft Industrial Estate
New Road
Attleborough
Norfolk
NR 17 1YE

Telephone Number – NOT KNOWN

Registered number of holder, for example company number, charity number (where applicable)

Company no: 05895613
Charity no: N/A

Name, address and telephone number of designated premises supervisor where the premises licence authorises the sale by retail of alcohol

Elizabeth Ann Porritt
Oddfellows Arms
Church Street
Seaham
SR7 7HF

Telephone Number – NOT KNOWN

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the sale by retail of alcohol

DOE1437 – District of Easington

Annex 1 – Mandatory conditions

No supply of alcohol may be made at a time when no designated premises supervisor has been specified in the licence or at a time when the designated premises supervisor does not hold a personal licence or his or her licence has been suspended. Every supply of alcohol under this premises licence must be made or authorised by a person who holds a personal licence.

The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

The premises licence holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol: -

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

The responsible person shall ensure that:-

(a) Where any of the following alcoholic drinks is sold or supplied for sale or consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:-

1. Beer or cider - ½ pint;
2. Gin, rum, vodka or whisky - 25ml or 35ml; and
3. Still wine in a glass - 125ml; and

(b) Customers are made aware of the availability of these measures.

Annex 2 – Conditions consistent with the premises Operating Schedule

The premises is a member of Pubwatch and Apex Radio System
Subscribes to the passive drug dog scheme

Annex 3 – Conditions attached after a hearing by the licensing authority

None.

Annex 4 – Plans

Attached

A handwritten signature in black ink, appearing to read 'A. Waller', written in a cursive style.

**Signature of Authorised Officer
Head of Environment, Health and Consumer Protection**

APPENDIX 3 – VARIATION APPLICATION FORM

DURHAM COUNTY

LICENSING 22/3

Durham County Council

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
 If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
 You may wish to keep a copy of the completed form for your records.

We GRS Pub Investments Limited
 being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number DOEP212

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Oddfellows Arms Church Street			
Post town	Seaham	Post code	SR7 7HF

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	£9,600.00

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address	[REDACTED]		
Post Town	[REDACTED]	Postcode	[REDACTED]

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day	Month	Year

<p>Please describe briefly the nature of the proposed variation (Please see guidance note 1)</p> <p>To extend the sale of alcohol and provision of regulated entertainment Monday to Sunday 0900 to 0030 the following morning.</p>
--

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	State any seasonal variations for indoor sporting events (please read guidance note 4)
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			
			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)			
Day	Start	Finish	Indoors	<input type="checkbox"/>		
Mon			Outdoors	<input type="checkbox"/>		
Tue			Both	<input type="checkbox"/>		
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Thur						
Fri						
Sat						
Sun						
					<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
					<u>Please give further details here</u> (please read guidance note 3)	

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	09:00	00:30	Please give further details here (please read guidance note 3)		
Tue	09:00	00:30	NO CHANGE		
Wed	09:00	00:30	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	09:00	00:30			
Fri	09:00	00:30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	09:00	00:30	NO CHANGE		
Sun	09:00	00:30			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	09:00	00:30		Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Tue	09:00	00:30	<u>Please give further details here</u> (please read guidance note 3)		
Wed	09:00	00:30	NO CHANGE		
Thur	09:00	00:30	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri	09:00	00:30			
Sat	09:00	00:30			
Sun	09:00	00:30	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
			NO CHANGE		

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)		Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)		Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing		
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for providing dancing facilities (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>	
Day	Start	Finish		Both	<input type="checkbox"/>	
Mon			<u>Please give further details here</u> (please read guidance note 3)			
Tue						
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)			
Sat						
Sun						

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish	Both <input checked="" type="checkbox"/>		
Mon	09:00	00:30	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue	09:00	00:30			
Wed	09:00	00:30			
Thur	09:00	00:30	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	09:00	00:30	NO CHANGE		
Sat	09:00	00:30			
Sun	09:00	00:30			

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)
NONE

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)		
Day	Start	Finish			
Mon	09:00	01:00			
Tue	09:00	01:00			
Wed	09:00	01:00			
Thur	09:00	01:00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)		
Fri	09:00	01:00	NO CHANGE		
Sat	09:00	01:00			
Sun	09:00	01:00			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking
NONE

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

Bearing in mind the nature of this variation, those hours currently approved on Friday to Sunday and those conditions adhered to on the current licence, nothing further is required.

b) The prevention of crime and disorder

See box a) above.

c) Public safety

See box a) above.

d) The prevention of public nuisance

See box a) above.

e) The protection of children from harm

See box a) above.

Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	[REDACTED]
Date	19 February 2013
Capacity	Poppleston Allen Solicitors <i>for and on behalf of the applicant</i>

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

[REDACTED]			
Post town	[REDACTED]	Post code	[REDACTED]
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			
[REDACTED]			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.

APPENDIX 4 – DURHAM CONSTABULARY REPRESENTATION

Karen Monaghan

From: Jim Lincoln [REDACTED]
Sent: 22 March 2013 14:58
To: Yvonne Raine; Karen Monaghan
Cc: Tim Robson; Samantha Level
Subject: Oddfellows [NOT PROTECTIVELY MARKED]

NOT PROTECTIVELY MARKED

Yvonne / Karen,

On the instructions of Sgt Robson, Durham Constabulary are **objecting** to the variation of hours for The Oddfellows, Church Street, Seaham.

The **objection** is on the grounds of the Prevention of Crime & Disorder & Prevention of Public Nuisance.

We have had reports of customers being heavily intoxicated, alcohol fuelled assaults, drunkenness and aggressive behaviour, and over the Christmas period excessive noise emanating from the premise causing a disturbance to local residents.

The police have concerns that should the duration of licensable activities be extended there will be further eroding of the licensable objectives.

*Licence Support Officer - Jim Lincoln
Durham Constabulary
Alcohol Harm Reduction Unit
John Street North
Meadowfield
Co Durham
DH7 8RS*

[REDACTED]

NOT PROTECTIVELY MARKED

DURHAM CONSTABULARY – Protecting Neighbourhoods, Tackling Criminals, Solving Problems..Around the Clock

NEIGHBOURHOOD POLICING: Use your postcode to get access to local news and events from your Neighbourhood Policing Team, at <https://www.durham.police.uk>

This email carries a disclaimer, a copy of which may be read at <https://www.durham.police.uk/Pages/E-Mail-Disclaimer.aspx>

APPENDIX 5 – STATEMENT OF LICENSING POLICY

Durham County Council Statement of Licensing Policy

5.0 The Prevention of Crime and Disorder

5.1 Licensed premises, especially those offering late night / early morning entertainment, alcohol and refreshment may sometimes, if not properly managed, become a source of public nuisance, generating crime and disorder problems.

5.2 As a matter of Policy the Licensing Authority will require every holder of a Licence, Certificate or Permission to be responsible for minimising the impact of crime, disorder and anti-social behaviour by their patrons both on and within the vicinity of their premises, including for example on the pavement, in a beer garden or in a smoking shelter. The Licensing Authority suggests that applicants demonstrate in their Operating Schedules that suitable and sufficient measures, ranging from the design and layout of the premises through to the daily operation of the business have been identified and will be implemented and maintained with the intention of preventing crime and disorder. Procedures to deal with drunken customers, violence and anti social behaviour in and outside premises and the provision of closed circuit television in certain premises must be considered by applicants and licencees when addressing this issue. The Licensing Authority will also expect that Personal Licence holders will actively participate in established "Pubwatch" schemes where issues relating to crime and disorder can be addressed. The Licensing Authority support involvement in "Best Bar None" initiative which enables premises to demonstrate good safe operating procedures.

5.3 The Licensing Authority considers the effective and responsible management of the premises through competent and efficient and regular instruction, recorded training, supervision of staff and the adoption of good practice, such as 'Challenge 25', to be among the most important control measures for the achievement of all Licensing Objectives. The Licensing Authority will take a positive view of anyone who invests in appropriate training, and in particular nationally accredited qualifications tailored to the Licensing sector. Training records should be kept available for inspection by all enforcement agencies.

5.4 The application for premises selling alcohol must identify a Designated Premises Supervisor (DPS) who must also hold a Personal Licence. The DPS does not have to be present on the premises at all times when alcohol is being sold. However, the DPS and Premises Licence Holder remain responsible for the premises at all times. It is important that there is an accountable, responsible person present when alcohol is being sold or supplied to ensure, for example, that alcohol is not sold to persons who have had too much to drink, or to those under the age of 18 years, and so that the Licensing Authority and Police can discuss any problems or issues arising from the licensable activities offered on the premises. The Licensing Authority considers it to be good practice if the DPS or Premises Licence Holder is present in the licensed area of the premises:

- Between 22:00 hours and closing time, when the premises is one that regularly opens after midnight for both regulated entertainment and the sale or supply of alcohol for consumption on the premises.
- At all times when the premises is a “vertical drinking establishment” where little or no seating is provided.
- At times where there is a substantial increase in customers i.e. for televised major sporting events etc.

5.5 The Licensing Authority will only impose a maximum number of people that can attend a premises or an event where there is a clear and justifiable need in respect of that particular premises or event, any such decision will be based on the nature and style of the operation. The Licensing Authority will consider information provided by the applicant and any other body, in particular the Council’s Building Control Section, Environmental Health Section and the Durham and Darlington Fire and Rescue Service before setting a maximum number. Applicants will be expected to detail the arrangements that would be put in place e.g. provision of door staff to ensure that the permitted number of people attending the premises or event will not be exceeded.

5.6 Whenever security operatives/door supervisors are employed at licensed premises to carry out security functions they must be licensed by the Security Industry Authority (SIA). If a licensee directly employs security operatives they will need to be licensed by the SIA as a supervisor/manager.

5.7 The numbers of licensed door supervisors, both male and female, required at any premises will be dependant upon the nature of the activities licensed and the characteristics and capacity of the establishment and hours of trading.

5.8 In addition to the requirement of the Licensing Authority to promote the Licensing Objectives, the Council also has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder in its area and to consider crime and disorder in its decision making process.

7.0 Prevention of Public Nuisance

7.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.

7.2 The concerns relate, amongst other things, to litter, light pollution, noxious odours and noise nuisance resulting from music, human voices, ventilation equipment and vehicles. The Licensing Authority will expect applicants to demonstrate that suitable and sufficient measures have been identified, and will be implemented and maintained, with the intention of preventing public

nuisance relevant to the individual style and characteristics of the premises and events.

7.3 If an external structure or area is to be used by customers, whether for consumption of alcohol or smoking, the applicant will be expected to offer measures designed to minimise its impact on local residents in respect of both public nuisance and crime and disorder. These measures may include a restriction on hours that areas / structures will be used, appropriate signage requesting customers to consider local residents and monitoring of such areas by staff.

7.4 The placement of tables and chairs outside of licensed premises may give rise to public nuisance including noise and litter. When tables and chairs are situated on the public highway relevant consents will be required. Enquiries for consents should be directed to the Council's Licensing Team. In predominantly commercial areas such as shopping centres the Licensing Authority will normally allow the use of tables and chairs outside but will expect them to be removed before the premises close, and any resulting litter/ debris cleared away.

7.5 Applicants should give consideration to reducing potential noise nuisance by, for example:

- Assessment of likely noise levels in the premises.
- Assessment of likely noise levels if outdoor drinking is allowed.
- The sound insulation the building would provide (e.g. double glazing, openable windows, double doors / lobbies to entrances).
- The distance and direction to the nearest noise sensitive premises.
- Likely noise sources outside of the premises (e.g. emptying bottle bins, taxis, unruly customers leaving the premises).
- Dispersal of patrons – where necessary the Licensing Authority will expect a dispersal policy for patrons at the end of the evening. The policy will specify such issues as alterations to the style and volume of music played, public address announcements and use of appropriate signage at exits.
- Ways to limit noise / disorder from patrons leaving the premises.

7.6 The extent to which the above matters will need to be addressed will be dependant on the nature of the area where the premises are situated, the type of premises concerned, the licensable activities to be provided, operational procedures and the needs of the local community.

7.7 Applicants are advised to seek advice from Durham County Councils Environmental Health Team and incorporate any recommendations in their Operating Schedule before submitting their applications.

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